

specifically designed or especially adapted for applying plant food materials or agricultural chemicals and not designed or adapted for the sole purpose of transporting the materials or chemicals, but shall not include any passenger car or truck."

Sec. 2. Section 169A, Uniform Act Regulating Traffic on Highways, as amended (Article 6701d, Vernon's Texas Civil Statutes), is amended by adding <sup>56</sup> Subsection (e) to read as follows:

"(e) No person may operate on a public highway at a speed greater than thirty (30) miles per hour any self-propelled machinery specifically designed or especially adapted for applying plant food materials or agricultural chemicals and not designed or adapted for the sole purpose of transporting the materials or chemicals, unless the machinery is registered under Chapter 88, General Laws, Acts of the 41st Legislature, 2nd Called Session, 1929, as amended (Article 6675a—1 et seq., Vernon's Texas Civil Statutes)."

Sec. 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 6, 1977: Yeas 138, Nays 0, 2 present, not voting; passed by the Senate on April 21, 1977: Yeas 31, Nays 0. Approved May 4, 1977.

Effective May 4, 1977.

## FEDERAL GRANTS FOR TREATMENT WORKS CONSTRUCTION

### CHAPTER 120

#### H. B. No. 1429

An Act relating to administration of certain federal grants by the Texas Water Quality Board; providing for the payment by applicants of a grant processing fee to the Texas Water Quality Board; amending Chapter 21, Water Code, as amended, by adding Section 21.101; and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

Section 1. Chapter 21, Water Code, as amended, is amended by adding <sup>57</sup> Section 21.101 which reads as follows:

**"Sec. 21.101. Federal Grants for the Construction of Treatment Works; Processing Fees**

"(a) The board may execute agreements with the United States Environmental Protection Agency or its successor agency and any other federal agency that administers programs providing federal grants to local governments for the construction of treatment works, as defined in Section 21.602 of this code. The board may exercise all duties and responsibilities

<sup>56</sup>. Vernon's Ann.Civ.St. art. 6701d, § 57. V.T.C.A. Water Code, § 21.101. 169A, subsec. (e).

ities required for the administration by the board of the federal construction grant program.

"(b) Each applicant for a federal construction grant, under a grant program administered by the board, shall pay to the board a reasonable grant processing fee as prescribed by the board. The grant processing fee charged by the board shall be cost-eligible under the grant program and shall not exceed one-half of one percent of the total eligible project cost, including the planning, design, and construction phases, for any one project. The board shall promulgate regulations establishing schedules for timely payment of grant processing fees. For grants awarded in steps under a federal program, the time schedule for payment of grant processing fees shall provide for payment reasonably apportioned among each step grant awarded. The grant processing fee for each step grant or for any other grant not awarded in steps shall be due and payable immediately following the award of such grant. No grant processing fee shall be levied for any grant awarded prior to the effective date of this Act; but the grant processing fee established in this Subsection (b) shall be levied on grants awarded on or after the effective date of this Act where the board has processed the grant pursuant to an agreement with the United States Environmental Protection Agency, or its successor agency, or any other federal agency that administers programs providing federal grants to local governments for the construction of treatment works.

"(c) All grant processing fees collected by the board shall be deposited in a special fund of the state treasury for use by the board in processing and administering the grant programs, and shall not be deposited in the general revenue fund of the state."

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on March 31, 1977, by a non-record vote; passed by the Senate on April 21, 1977: Yeas 31, Nays 0.

Approved May 4, 1977.

Effective Aug. 29, 1977, 90 days after date of adjournment.